GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Mines & Geology - Allowing mining operations in quarry lease areas against the APMMC Rules, 1966 - Sri C. Mohan Rao, Deputy Director of Mines & Geology (under suspension)– Departmental action Under Rule 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules 1991 – Article of Charges – Issued.

INDUSTRIES & COMMERCE (VIGILANCE) DEPARTMENT

G.O.RT.No. 23 Dated: 05-02-2021.

Read:

Ref:- 1) G.O.Rt. No. 147, Ind. & Com (Vigilance) Department Dated: 20.07.2020.

2) From the DMG, Lr.No. 31615/E1/1992, dt.25.11.2020.

3) G.O.Rt. No.22, Ind. & Com (Vigilance) Deptartment Dated: 05.02.2021.

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ORDER:-

It is proposed to hold an enquiry against Sri C. Mohan Rao, Deputy Director of Mines & Geology (under suspension) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputation of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I) and the imputation of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the article of charges are proposed to be sustained are also enclosed.

3. Sri C. Mohan Rao, Deputy Director of Mines & Geology (under suspension) is directed to submit his written statement of defense within ten days of the receipt of this order and also state whether he desires to be heard in person.

4. He is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri C. Mohan Rao, Deputy Director of Mines & Geology (under suspension) is further informed that if he does not submit his written statement of defense on or before the date specified in para 3 above, or otherwise fails or refuses to comply with the provisions of Rule 20 of the Andhra Pradesh Civil Services (Classification, Control, and Appeal) Rules, 1991 or orders/ directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Attention of Sri C. Mohan Rao, Deputy Director of Mines & Geology (under suspension) is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri C. Mohan Rao, Deputy Director of Mines & Geology (under suspension). (w.e, Annexures-I to IV) through the Director of Mines And Geology Department, Vijayawada (with a request to serve the order on the individual and send the served copy with dated signature to Government).
The Director of Mines & Geology, B Block (Vth and VIth Floors), Anjaneya Towers, Ibrahimpatnam, Vijayawada, Krishna District.
Copy to
The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Velagapudi.
Sf/Sc.

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-I

ARTICLE OF CHARGES FRAMED AGAINST SRI C.MOHAN RAO, DEPUTY DIRECTOR OF MINES & GEOLOGY, KADAPA

Sri C.Mohan Rao, Deputy Director of Mines & Geology, has approved 50 Mining Plans / Schemes during the period from 10.07.2019 to 27.07.2020, in the territorial jurisdiction of Chittoor District, even after appointment of regular DDM&G in Chittoor District which is against the APMMC Rules, 1966.

Thus, Sri C.Mohan Rao, Deputy Director of Mines & Geology, Kadapa by his above mentioned acts failed to take all possible steps to ensure the integrity and devotion to duty and thereby contravened Rule 3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT IN SUPPORT OF THE ARTICLE OF CHARGE FRAMED AGAINST SRI C.MOHAN RAO, DEPUTY DIRECTOR OF MINES & GEOLOGY, KADAPA.

Sri C.Mohan Rao, Deputy Director of Mines & Geology has approved 50 Mining Plans / Schemes of Chittoor District while working as DDM&G, Kadapa, even after appointment of regular DDM&G in Chittoor District in excess of his territorial jurisdiction which is against the APMMC Rules, 1966.

The Director of Mines and Geology vide Proc.No.13841/E2/2017- 6, dt:27.02.2019 communicated job chart of newly created 8 DDM&Gs offices in the state. According to the job chart the DDM&Gs (newly created offices) are authority to process and approve the Mining Plans. Subsequently, the Sri DVV Sathyanarayana Reddy, ADM&G,(RVS),Kadapa was kept full additional charge to the post of Deputy Director of Mines and Geology, Chittoor vide DMG Proc. No. 13841/E1/2017,dt:31.05.2019.

In pursuant to the above orders the DDM&G, Chittoor vide LR.No.01/ECTR/2019,dt:24.08.2019 addressed the DDM&G, Kadapa with a request to handover all the pending Mining Plans/Schemes through Sri G.Srinivasa Reddy, Technical Assistant of his office. But, Sri C. Mohan Rao have continued approving the Mining Plans/ Schemes of territorial jurisdiction of Chittoor District and thereby disobeying the orders of the Director of Mines and Geology.

Thus, the delinquent officer by his above mentioned acts has exhibited lack of integrity and devotion to duty thereby, he violated Rule (3) of APCS (Conduct) Rules, 1964 and also violated the rules 7 of APMMC Rules,1966.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE-III

List of Documents in support of Article of Charges:-

1. G.O.Rt. No. 147, Ind. & Com (Vigilance) Dept., Dt:20.07.2020.
2. DM&G Pro.No. 31615/E1/1992, Date:22.07.2020.
3. DMG Proc.No.13841/E2/2017-6,dt:27.02.2019.
4. DMG Proc. No. 13841/E1/2017,dt:31.05.2019.
5. LR.No.01/E-CTR/2019,dt:24.08.2019 of the DDM&G, Chittoor.
6. 50 Mining Plans / Schemes approved by Sri C. Mohan Rao in respect of Chittoor District.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE-IV

List of Witnesses in support of Article of Charges:

1. Sri D.V.V.Satyanarayana Reddy, the then DDM&G,Chittoor presently working as DDM&G,Visakhapatnam.
2. Sri N.Obul Reddy, DDM&G,(FAC) Kadapa.
3. Sri B.Jaganadha Rao, ADM&G, Ongole & DDM&G, (FAC), Chittoor.
4. Sri B.Ashok Kumar,ADM&G,Chittor.
5. Sri B.Ramachandra, ADM&G, (FAC), Palamaneru.
6. Sri R.Umamaheswara Reddy, ADM&G,(FAC),Head office.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT